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*Counsel for Scott Ellington*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Reorganized Debtor.

Chapter 11

Case No. 19-34054-sgj11

**NOTICE OF FILING EXHIBIT “1” TO  
DECLARATION OF MICHELLE HARTMANN IN  
SUPPORT OF ELLINGTON’S RESPONSE IN OPPOSITION TO  
THE JOINT MOTION OF HIGHLAND CAPITAL MANAGEMENT,  
L.P., HIGHLAND CLAIMANT TRUST, AND JAMES P. SEERY, JR.  
FOR AN ORDER REQUIRING ELLINGTON AND HIS COUNSEL TO  
SHOW CAUSE WHY THEY SHOULD NOT BE HELD IN CIVIL CONTEMPT  
FOR VIOLATING THE GATEKEEPER PROVISION AND GATEKEEPER ORDERS**

PLEASE TAKE NOTICE that Scott Ellington, through his undersigned counsel, hereby files the attached Exhibit “1” to the *Declaration of Michelle Hartmann in Support of Ellington’s Response in Opposition to the Joint Motion of Highland Capital Management, L.P., Highland Claimant Trust, and James P. Seery, Jr. for an Order Requiring Ellington and His Counsel to*

*Show Cause Why They Should Not Be Held in Civil Contempt for Violating the Gatekeeper  
Provision and Gatekeeper Orders* [Docket No. 3959].

Dated: October 25, 2023

By: /s/ Michelle Hartmann  
BAKER & MCKENZIE LLP  
Michelle Hartmann  
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*Counsel for Scott Ellington*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on October 25, 2023, a true and correct copy of this document was served via the Court's CM/ECF system to the parties that have requested or consented to such service.

/s/ Michelle Hartmann  
Michelle Hartmann

# Exhibit 1

10:26



New iMessage

Cancel

To: Jim Seery

Feb 20, 2021, 11:25 AM

Other people on the SAS  
team with @sasmgt.com  
emails:

[Sbell@sasmgt.com](mailto:Sbell@sasmgt.com)

[Svitiello@sasmgt.com](mailto:Svitiello@sasmgt.com)

[Lthedford@sasmgt.com](mailto:Lthedford@sasmgt.com)

[Egirard@sasmgt.com](mailto:Egirard@sasmgt.com)

Feb 20, 2021, 12:34 PM



iMessage



10:26



New iMessage

Cancel

To: Jim Seery



These are photos of Sarah Bell Goldsmith delivering boxes of document to 120 Cole St - Ellington's bat cave

Yesterday at 4:21p CST

Pat she is now a former employee as is he. I suggest leaving her alone but assume she just came across your view by accident.

I am maintaining an inventory



iMessage





Jim >



Sat, Feb 20, 12:34 PM



These are photos of Sarah Bell Goldsmith delivering boxes of document to 120 Cole St - Ellington's bat cave

Yesterday at 4:21p CST

Pat she is now a former



iMessage





Jim >



I'll call you back tomorrow if  
ok

Thx

No problem

Stephanie Archer

Feb 20, 2021, 11:25 AM

Other people on the SAS  
team with @sasmgt.com  
emails:

[Sbell@sasmgt.com](mailto:Sbell@sasmgt.com)

[Svitiello@sasmgt.com](mailto:Svitiello@sasmgt.com)

[Lthedford@sasmgt.com](mailto:Lthedford@sasmgt.com)

[Egirard@sasmgt.com](mailto:Egirard@sasmgt.com)

Feb 20, 2021, 12:34 PM

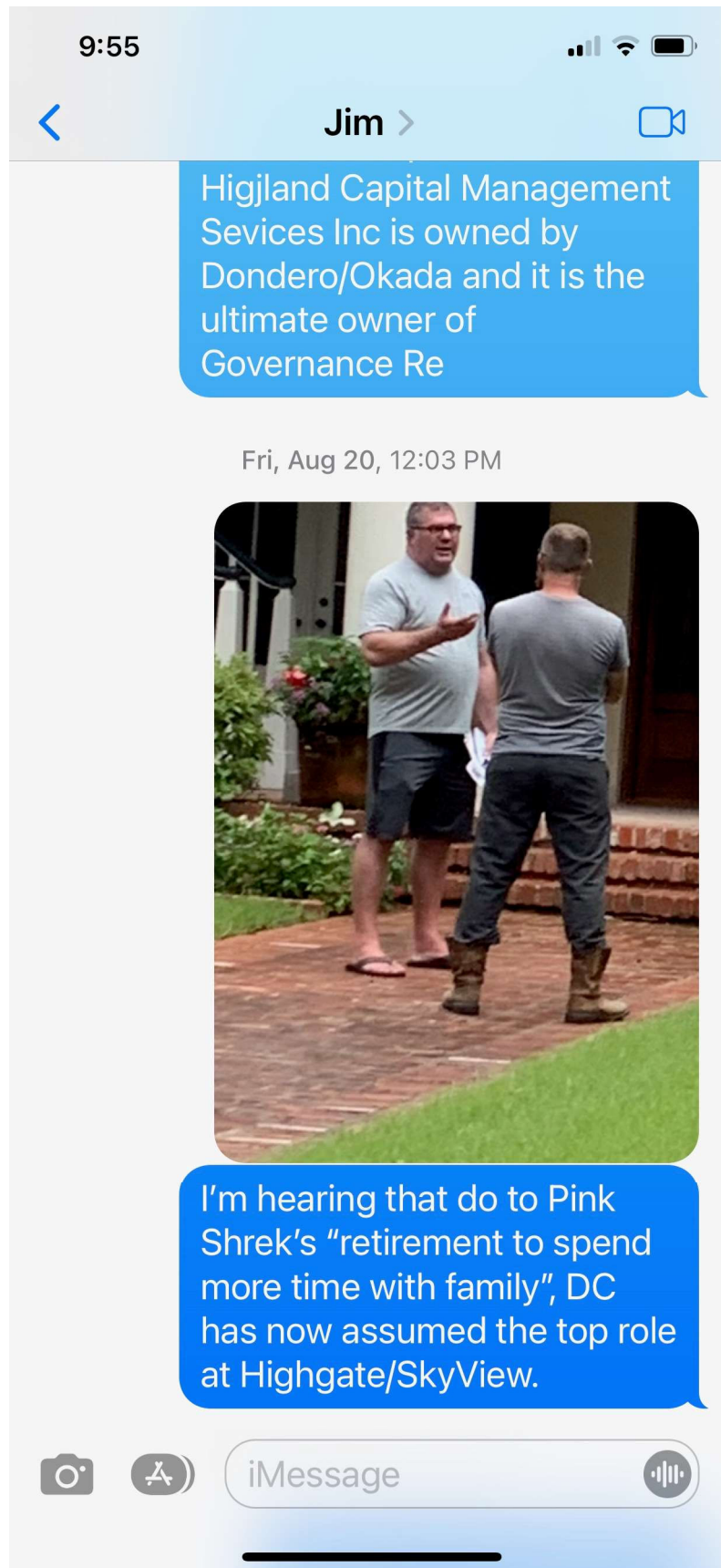


iMessage



DEF000239





DEF000243





Jim >



Feb 20, 2021, 12:34 PM



These are photos of Sarah Bell Goldsmith delivering boxes of document to 120 Cole St - Ellington's bat cave

Yesterday at 4:21p CST

Pat she is now a former



iMessage





Jim >



Pat she is now a former employee as is he. I suggest leaving her alone but assume she just came across your view by accident.

I am maintaining an inventory of assets re parties that I am adverse to in Delaware. She visited a location and delivered documents to a property where Ellington has been storing assets.

Ellington disposed of his phone and admitted he did not retain evidence via An ESI discovery demand regarding my case in Delaware. His assets and the people that assist him in moving those assets or evidence thereof are relevant to my Delaware claims. We will eventually subpoena her and others in that regard.



iMessage

